

OPEN MEETING

MEMORANDUM



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TO: THE COMMISSION

2014 SEP 25 A 10:35

Arizona Corporation Commission

DOCKETED

FROM: Utilities Division

AZ CORP COMMISSION
DOCKET CONTROL

SEP 25 2014

DATE: September 25, 2014

DOCKETED BY 

RE: IN THE MATTER OF THE APPLICATION OF RE-INVENT TELECOM, LLC
FOR RESCISSION OF THE BOND REQUIREMENT CONTAINED IN ARIZONA
CORPORATION COMMISSION DECISION NO. 72673 -- (DOCKET NO. T-
20756A-14-0266)

Introduction

On July 14, 2014, Re-Invent Telecom, LLC ("Re-Invent" or "Applicant") submitted an Application requesting rescission of the \$235,000 performance bond requirement contained in Decision No. 72673.

Background

On November 17, 2011, in Decision No. 72673, the Arizona Corporation Commission ("Commission") ordered Re-Invent to procure a performance bond or irrevocable sight draft letter of credit ("ISDLOC") equal to \$235,000. On February 8, 2012, Re-Invent delivered an original letter of credit to the Commission's Business Office in the amount of \$235,000. Staff has confirmed the Business Office is in possession of this original letter of credit.

Compliance

According to the Corporations Division, Re-Invent is in good standing. The Compliance Section of the Utilities Division reports that Re-Invent is currently in compliance. The Consumer Services Section of the Utilities Division reports there have been no complaints or opinions about Re-Invent for the period of January 1, 2011 to the present.

Staff Recommendations

The Commission has, in appropriate circumstances, relieved telecommunications providers of the obligation to maintain a performance bond or ISDLOC. Staff recommends Re-Invent be relieved of the \$235,000 performance bond or ISDLOC obligation contained in Decision No. 72673.

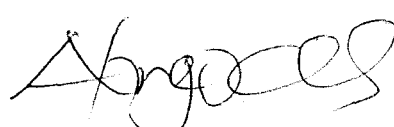
THE COMMISSION

September 24, 2014

Page 2

The Applicant states that in order to release the letter of credit, it is sufficient for the Commission to include in an ordering paragraph language authorizing the Applicant to cancel, rescind, discontinue and be released from the performance bond or ISDLOC required by Decision No. 72673. Re-Invent indicates in the Application the letter of credit should be returned to the following name and address:

Mr. Steven Obee
101090 E. McKellips Rd.
Scottsdale, AZ 85256

for

Steven M. Olea
Director
Utilities Division

SMO:MAC:sms\CHH

ORIGINATOR: Matt Connolly

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BEFORE THE ARIZONA CORPORATION COMMISSION

BOB STUMP
Chairman
GARY PIERCE
Commissioner
BRENDA BURNS
Commissioner
BOB BURNS
Commissioner
SUSAN BITTER SMITH
Commissioner

IN THE MATTER OF THE APPLICATION)
OF RE-INVENT TELECOM, LLC FOR)
RESCISSION OF THE BOND)
REQUIREMENT CONTAINED IN)
ARIZONA CORPORATION COMMISSION)
DECISION NO. 72673.)

DOCKET NO. T-20756A-14-0266
DECISION NO. _____
ORDER

Open Meeting
October 16, 2014
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On July 14, 2014, Re-Invent Telecom, LLC ("Re-Invent" or "Applicant") submitted an Application requesting rescission of the \$235,000 performance bond requirement contained in Decision No. 72673.

Background

2. On November 17, 2011, in Decision No. 72673, the Arizona Corporation Commission ("Commission") ordered Re-Invent to procure a performance bond or irrevocable sight draft letter of credit ("ISDLOC") equal to \$235,000. On February 8, 2012, Re-Invent delivered an original letter of credit to the Commission's Business Office in the amount of \$235,000. Staff has confirmed the Business Office is in possession of this original document.

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Compliance

3. According to the Corporations Division, Re-Invent is in good standing. The Compliance Section of the Utilities Division reports that Re-Invent is currently in compliance. The Consumer Services Section of the Utilities Division reports there have been no complaints or opinions about Re-Invent for the period of January 1, 2011 to the present.

Staff Recommendations

4. The Commission has, in appropriate circumstances, relieved telecommunications providers of the obligation to maintain a performance bond or ISDLOC. Staff recommends Re-Invent be relieved of the \$235,000 performance bond or ISDLOC obligation contained in Decision No. 72673.

5. The Applicant states that in order to release the letter of credit, it is sufficient for the Commission to include in an ordering paragraph language authorizing the Applicant to cancel, rescind, discontinue and be released from the performance bond or ISDLOC required by Decision No. 72673.

6. Re-Invent indicates in the Application the letter of credit should be released and returned to the following name and address:

Mr. Steven Obee
101090 E. McKellips Rd
Scottsdale, AZ 85256

CONCLUSIONS OF LAW

1. Re-Invent Telecom, LLC, is a public service corporation within the meaning of Article XV of the Arizona Constitution.

2. The Commission has jurisdiction over Re-Invent Telecom, LLC, and the subject matter in this filing.

3. The Commission, having reviewed the filing and Staff's Memorandum dated September 25, 2014, concludes that it is in the public interest to approve the Re-Invent Telecom, LLC, Application as proposed and discussed herein.

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ORDER

IT IS THEREFORE ORDERED that the Application of Re-Invent Telecom, LLC, to terminate the performance bond or irrevocable sight draft letter of credit requirement contained in Decision No. 72673 be and hereby is approved.

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IT IS FURTHER ORDERED that Re-Invent Telecom, LLC, may cancel, rescind, discontinue and be released from any performance bond, irrevocable sight draft letter of credit or other instrument obtained in compliance with the \$235,000 performance bond or irrevocable sight draft letter of credit requirement set by Decision No. 72673.

IT IS FURTHER ORDERED that the irrevocable sight draft letter of credit on file with the Commission on behalf of Re-Invent Telecom, LLC be returned to the following name and address:

Mr. Steven Obee
101090 E. McKellips Rd.
Scottsdale, AZ 85256

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, JODI JERICH, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2014.

JODI JERICH
EXECUTIVE DIRECTOR

DISSENT: _____

DISSENT: _____

SMO:MAC:sms\CHH

1 SERVICE LIST FOR: Re-Invent Telecom, LLC
2 DOCKET NO. T-20756A-14-0266

3 Ms. Joan S. Burke
4 Law Office of Joan S. Burke
5 1650 North First Avenue
6 Phoenix, Arizona 85003

7 Mr. Steven M. Olea
8 Director, Utilities Division
9 Arizona Corporation Commission
10 1200 West Washington Street
11 Phoenix, Arizona 85007

12 Ms. Janice M. Alward
13 Chief Counsel, Legal Division
14 Arizona Corporation Commission
15 1200 West Washington Street
16 Phoenix, Arizona 85007

17 Ms. Lyn Farmer
18 Chief Administrative Law Judge
19 Arizona Corporation Commission
20 1200 West Washington Street
21 Phoenix, Arizona 85007